

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD., AND
SAMSUNG ELECTRONICS AMERICA, INC.,
Petitioners,

v.

NEODRON LTD.,
Patent Owner.

IPR2020-00267 (Patent 8,432,173)

HP INC., LENOVO (UNITED STATES) INC.,
MOTOROLA MOBILITY LLC., DELL INC., AND
DELL PRODUCTS LP.,
Petitioners,

v.

NEODRON LTD.,
Patent Owner.

IPR2020-00653 (Patent 8,432,173)

**JOINT REQUEST TO KEEP SEPARATE PURSUANT TO 35 U.S.C.
§ 317(b) AND 37 C.F.R. § 42.74(c)**

Patent Owner Neodron Ltd. and Petitioners Samsung Electronics Co., Ltd, Samsung Electronics America, Inc. (collectively “Samsung”), HP Inc., Lenovo (United States) Inc., Motorola Mobility LLC., Dell Inc., and Dell Products LP. (collectively “Dell”), have reached a settlement. The settlement agreements resolve the disputes in the above-captioned *inter partes* review relating to U.S. Patent No. 8,432,173 (“Patent-in-Suit”). The parties jointly request that the Board treat the settlement agreements as business confidential information and keep them separate from the files of this proceeding and the files of the Patent-in-Suit. The parties were authorized to file this Joint Motion by the Board (via email) on February 1, 2021.

I. Statement of Precise Relief Requested

The parties jointly request that the Board treat the settlement agreements as business confidential information and keep them separate from the files of this proceeding and the files of the Patent-in-Suit. The parties request that the settlement agreements “be made available only to Federal Government agencies on written request, or to any person on a showing of good cause” in accordance with 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74.

II. Reasons Why Relief Is Appropriate

The terms of the settlement agreements require the parties to treat the settlement agreements as confidential information and limit their ability to share the settlement agreements or disclose their content with third parties. The parties have

IPR2020-00267 (Patent 8,432,173)

IPR2020-00653 (Patent 8,432,173)

filed copies of the settlement agreements with the Board, as required by 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74. The confidential settlement agreements were filed in the PTAB E2E system to provide availability only to the Board.

Respectfully submitted,

Date: February 5, 2021

/Neil Rubin/

Neil Rubin (Reg. No. 67,030)
Russ August & Kabat
12424 Wilshire Blvd., 12th Fl.
Los Angeles, CA 90025
Phone: (310) 826-7474
nrubin@raklaw.com

Counsel for Patent Owner

/Marc Pensabene/

Marc Pensabene (Reg. No. 37,416)
O'Melveny & Myers LLP
7 Times Square
Times Square Tower
New York, NY 10036
Phone: (212) 326-2000
mpensabene@omm.com

Counsel for Petitioners for IPR2020-00267

/James M. Heintz/

James M. Heintz (Reg. No. 41,828)

IPR2020-00267 (Patent 8,432,173)

IPR2020-00653 (Patent 8,432,173)

DLA Piper LLP (US)
11911 Freedom Dr., Suite 300
Reston VA 20190
Phone: (703) 773-4000
jim.heintz@dlapiper.com

*Counsel for Petitioners for IPR2020-
00653*

IPR2020-00267 (Patent 8,432,173)

IPR2020-00653 (Patent 8,432,173)

CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e)(1))

The undersigned hereby certifies that the above document was served on February 5, 2021, by filing this document through the Patent Trial and Appeal Board End to End system as well as delivering a copy via electronic mail upon the following attorneys of record for the Petitioners:

Marc J. Pensabene, mpensabene@omm.com

Nicholas J. Whilt, nwhilt@omm.com

Benjamin Haber, bhaber@omm.com

Counsel for Petitioners for IPR2020-00267

James M. Heintz, jim.heintz@dlapiper.com

Robert Buergi, robert.buergi@dlapiper.com

Aliza George Carrano, aliza.carrano@finnegan.com

Philip Eklem, philip.eklem@finnegan.com

Robert K. High, robert.high@finnegan.com

Christopher TL Douglas, christopher.douglas@alston

Lauren Bolcar, lauren.bolcar@alston.com

DLA_Neodron_WDTX_IPR@us.dlapiper.com

Finnegan_Lenovo_IPRs@finnegan.com

Dell-Neodron-ITC@alston.com

Counsel for Petitioners for IPR2020-00653

Date: February 5, 2021

/Neil Rubin /

Neil Rubin (Reg. No. 67,030)

Russ August & Kabat

12424 Wilshire Blvd., 12th Fl.

Los Angeles, CA 90025

Phone: (310) 826-7474

nrubin@raklaw.com

Counsel for Patent Owner